

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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McDOUGAL LITTELL, a division of :  
Houghton Mifflin Company,

Plaintiff-Petitioner, : 06 Civ. 4888 (LMM)

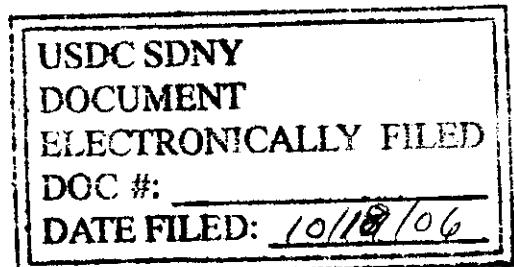
- against - : MEMORANDUM AND ORDER

NEAL BEIDLEMAN, :

Defendant-Responder. :

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McKENNA, D.J.,

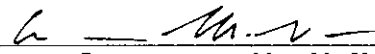


Plaintiff-petitioner moves for an order compelling arbitration. For substantially the reasons set forth in Maisel v. McDougal Littell, No. 06 Civ. 765, 2006 WL 1409019 (S.D.N.Y. May 22, 2006), the motion is granted. Defendant has not shown that the relevant facts in the present case are materially different than those in Maisel.

All issues raised by this petition to compel arbitration having been resolved, the Clerk is directed to close this case. Either party may, upon completion of the arbitration, make a timely application to reopen for any purpose contemplated by the Federal Arbitration Act.

SO ORDERED.

Dated: October 18, 2006

  
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Lawrence M. McKenna  
U.S.D.J.

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